

House File 115 - Introduced

HOUSE FILE _____
BY RANTS

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to workers' compensation for an employee's
2 injuries caused by certain willful acts.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1068YH 83
5 av/rj/8

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1 1 Section 1. Section 85.16, subsection 1, Code 2009, is
1 2 amended to read as follows:
1 3 1. By the employee's willful intent to injure the
1 4 employee's self or to willfully injure another, or by the
1 5 employee's willful act which does not arise out of and in the
1 6 course of the employee's employment.

1 7 EXPLANATION

1 8 This bill provides that an employee is not eligible for
1 9 workers' compensation benefits if the employee's injury is
1 10 caused by the employee's willful act which does not arise out
1 11 of and in the course of the employee's employment.

1 12 An injury is generally considered to "arise out of
1 13 employment" when the injury is a rational consequence of a
1 14 hazard connected with the employment and to occur "in the
1 15 course of employment" when an employee is where the employee
1 16 is directed to be, and in the process of performing, about to
1 17 perform, or engaging in acts incidental to the required job
1 18 duties.

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